



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

AUG 16 2004

Marilyn Harwell  
1507 Clower Creek Drive  
Sarasota, FL 34231

RE: MUR 5350  
Marilyn Harwell

Dear Ms. Harwell:

On June 24, 2004, the Federal Election Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended, when you made an excessive contribution in the form of an advance to Schneider for Congress for non-travel or subsistence campaign-related expenses. See 11 C.F.R. § 116.5(b) (when an individual pays for goods or services on behalf of a candidate or a political committee other than the individual's personal transportation or subsistence expenses, he or she is making a contribution). However, after considering the circumstances of this matter, the Commission also determined to take no further action against you and closed its file. Copies of the dispositive General Counsel's Report and the Commission's Certifications are enclosed for your information.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003).

If you have any questions, please contact Ruth Heilizer, the attorney assigned to this matter, at (202) 694-1598.

Sincerely,

A handwritten signature in black ink, appearing to read "Bradley A. Smith".

Bradley A. Smith  
Chairman

Enclosures

General Counsel's Report dated June 21, 2004  
Amended Certification dated June 28, 2004  
Memorandum to the Commission dated August 4, 2004  
Corrected Certification dated August 9, 2004